Office of the Attorney General 5420 Kietzke Lane, Suite 202 Reno, NV 89511

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2014 MAR 12 AM 11: 20

STEVE TUTTLE
RENO JUSTICE COURT
BY
OFFICE Y

IN THE JUSTICE COURT OF RENO TOWNSHIP

IN AND FOR THE COUNTY OF WASHOE, STATE OF NEVADA

STATE OF NEVADA,

Plaintiff.

**Qase No.** 2014 07/03/02

Dept. No. 2

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ORTENCIA SEGURA SEGURA A.K.A. MARISELA REYNA A.K.A. MARICELA REYNA A.K.A. HORTENCIA SEGURA MUNOZ,

Defendant.

CRIMINAL COMPLAINT

The State of Nevada, by and through CATHERINE CORTEZ MASTO, Attorney General, and ERIC NICKEL, Senior Deputy Attorney General, complains and charges ORTENCIA SEGURA SEGURA, the above named defendant, with having committed the following offenses within Washoe County, State of Nevada:

#### Count I

#### **VIOLATIONS CONCERNING REGISTRATION OF VOTERS**

a Category E Felony in violation of NRS 293.800(1) and/ or (4)

That the defendant, ORTENCIA SEGURA SEGURA, on or about August 24, 2008, did willfully and unlawfully give a false answer to the Washoe County Registrar of Voters and/or falsified her application to register to vote, by registering to vote under the name of Marisela Reyna, and/or registered to vote knowing she was not an elector and would not be an elector on or before the day of the next ensuing election in the precinct or district in which she registered.

. . . .

Office of the Attorney General 5420 Kietzke Lane, Suite 202 Reno, NV 89511

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#### Count II

### POSSESSION OF PERSONAL IDENTIFYING INFORMATION FOR THE PURPOSE OF ESTABLISHING FALSE STATUS AND/OR IDENTITY

a Category E Felony in violation of NRS 205.465(1)(4)

That the defendant, ORTENCIA SEGURA SEGURA, on or about August 24, 2008, did willfully, unlawfully and knowingly possess and use the personal identifying information of another for the purpose of establishing a false status and/or identity for herself, to wit: by representing herself to be Marisela Reyna to the Washoe County Registrar of Voters in order to register to vote.

All of which is contrary to the form, force and effect of the statutes in such cases made and provided, and against the peace and dignity of the State of Nevada.

WHEREFORE, the undersigned complainant requests that a Warrant be issued so that the defendant may be hailed into Court and answer to the charges according to law.

DATED this 12th day of March, 2014.

CATHERINE CORTEZ MASTO

Attorney General

By:

Senior Deputy Attorney General

Nevada Bar No. 5439

5420 Kietzke Lane, Suite 202

Reno, Nevada 89511

(775) 688-1818

ATTORNEY FOR THE STATE OF NEVADA

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3	2014 MAR 12 AM II: 20
4	IN THE JUSTICE COURT OF RENO TOWNSHIPSTICE COURT
5	IN AND FOR THE COUNTY OF WASHOE, STATE OF NEVADA
6	STATE OF NEVADA, ) CARONO. 2014 076362
7	Plaintiff, )
8	v. Dept. No
9	ORTENCIA SEGURA SEGURA ) A.K.A. MARISELA REYNA ) APPLICATION AND AFFIDAVIT
10	A.K.A. MARISELA REYNA  A.K.A. MARICELA REYNA  A.K.A. HORTENCIA SEGURA MUNOZ.  APPLICATION AND AFFIDAVIT  FOR ARREST
11	, , , , , , , , , , , , , , , , , , ,
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13	STATE OF NEVADA )
14	COUNTY OF WASHOE ) ss:
15	DAVID R. EVANS, being first duly sworn, deposes and states:
16	I am the Affiant herein, and I am a criminal investigator with the Nevada
17	Secretary of State, Securities Division (hereinafter "Division"). I have been a certified
18	peace officer for approximately thirteen (13) years, and I hold a Basic Category II
19	Certificate from the Nevada Peace Officer's Standards and Training Commission
20	(P.O.S.T). I am also a Certified Fraud Examiner (CFE) from the Association of Certified
21	Fraud Examiners. My formal education includes a Bachelor of Science degree in
22	Business Administration from the University of Nevada-Reno. During my law

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enforcement career I have investigated numerous criminal offenses, including securities

fraud, embezzlement, and forgery. In addition to my experience investigating complex

financial crimes, I have attended North American Securities Administrators Association

("NASAA") investigator training courses, and other various in-service training courses

including: Analytical Investigation Methods, and Financial Investigations Practical Skills,

where I have learned investigative skills pertaining to securities fraud and other financial crimes.

In addition to the enforcement of the criminal statues of the Nevada Revised Statutes, the Division is also charged with enforcing Chapters 90 and 91 of Nevada Revised Statutes as well as Chapter 293. Chapters 90 and 91 constitute the Securities and Commodities laws of the State of Nevada, and Chapter 293 constitutes the Election laws of the State of Nevada.

In my position as a Criminal Investigator for the Division, I learned certain facts, which lead me to believe that between 2008 and 2010, **Ortencia Segura Segura** (hereinafter "SEGURA" or "Ortencia Segura"), committed the following felony offenses, at and within the County of Washoe, State of Nevada:

- 1. ACTS CONCERNING REGISTRATION OF VOTERS, a Category E Felony, in violation of NRS 293.800(1) and/ or (4).
- 2. POSSESSION OF PERSONAL IDENTIFYING INFORMATION FOR THE PURPOSE OF ESTABLISHING FALSE STATUS AND/ OR IDENTITY, a Category E Felony, in violation of NRS 205.465(1)(4).

This affidavit is made of my own personal knowledge, except where stated on information and belief, as to those matters, I believe them to be true and if called as a witness, I could competently testify thereto.

In support of the assertion to constitute the existence of probable cause for the arrest of Ortencia Segura, the following facts are offered:

On or about May 9, 2013, the Division was contacted by Special Agent Chad Simkins of the U.S. Department of Justice that a Washoe County registered voter by the name of Marisela Reyna (hereinafter "REYNA" or "Marisela Reyna") was actually Ortencia Segura. The Division was advised that SEGURA was arrested last year for filing a false statement in application for a passport, and was subsequently deported for false re-entry. The Division was also told that SEGURA had fraudulently obtained a Nevada State driver's license under the name "Marisela Reyna." The Division also

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learned that SEGURA may have voted in national and state elections in Nevada during 2008 and 2010.

As a result of the information provided by SA Simkins, on or about May 10, 2013, I contacted Investigator Denise Riggleman of the Nevada Department of Motor Vehicles, Compliance Enforcement Division (hereinafter "DMV"). Riggleman stated that in or about July 2012, DMV was contacted by the U.S. Department of State regarding their investigation of Marisela Reyna and REYNA's true name of Ortencia Segura. Riggleman stated that a case file was opened on SEGURA in 2012 for obtaining a State of Nevada driver's license under the alias Marisela Reyna. Riggleman provided DMV records showing SEGURA's home address in 2009 as 1750 Stratford Drive in Reno, NV. Riggleman stated that during her investigation of SEGURA she placed an administrative stop on the titles of two vehicles, a 2007 Chevy Silverado, and a 2001 Chevy Tracker, that were owned by SEGURA, because the vehicles had been registered under SEGURA's alias, Marisela Reyna. Riggleman also said that she told Bernabe Martinez Leon (hereinafter "Leon"), the other listed owner on the title to the two vehicles, that he had 10 days to get REYNA's name off the titles or the registration on both vehicles would be canceled. DMV then received a signed DMV form "One and the same Affidavit" indicating that Hortencia Segura Munoz is the same person as Marisela Reyna (See Exhibit 1). The One and the Same Affidavit was notarized by Rosalind Easter on August 3, 2012, that showed a new address for SEGURA at 751 Van Gogh Court, Sun Valley, NV 89433. Riggleman stated that when she received the Nevada Certificate of Title on the 2007 Chevy Silverado from Leon, she noticed that it had not been signed by SEGURA. Riggleman then went to the Washoe County Sheriff's Office where SEGURA was in custody, at which time SEGURA then signed "Hortencia Segura Munoz" on the bottom of the Nevada Certificate of Title (See Exhibit 2).

Based upon information obtained, and documents reviewed during the investigation to include but not limited to: Nevada Non-Commercial Driver's License Applications, DMV Certificate of Titles, DMV One and the Same Affidavit, and Washoe

County Voter Registration Forms, I found several different variations in how SEGURA's name has appeared, to include: "Marisela Reyna," "Maricela Reyna," "Hortencia Segura Munoz," and "Ortencia Segura Segura." It is believed that these are all the same person. It should be noted that the Nevada Certificate of Title to the 2007 Chevy Silverado, and 2001 Chevy Tracker list Ortencia Segura's address as 1750 Stratford Drive, Reno, NV. This is the same address that SEGURA listed on her Washoe County voter registration form.

Riggleman also provided a copy of a DMV printout indicating that SEGURA used a social security card, Texas certificate of birth, and California driver's license, all in the name of Marisela Reyna, in order to obtain a State of Nevada driver's license.

As the investigation progressed, I contacted Silvia Hernandez of the Vital Statistic Fraud Unit at the Texas Health and Human Services Commission to confirm if there was a Texas certificate of birth on file for Marisela Reyna. Hernandez confirmed, and provided a copy of a Texas certificate of birth for Marisela Reyna. In reviewing the Texas certificate of birth, I found that the birth number that appears at the top right of Marisela Reyna's certificate of birth, and the date of birth match the same information given by SEGURA to DMV. Hernandez also checked and reported that she was unable to find a death record for Marisela Reyna in Texas.

I also contacted Luanne Cutler (hereinafter "Cutler") Registrar of Voters at the Washoe County Registrar's Office, and requested that she check their records to determine if SEGURA, under the alias of Marisela Reyna, had voted in any Washoe County elections. Cutler confirmed that a Marisela Reyna had in fact voted in Washoe County in the 2008 and 2010 elections. Cutler provided certified documents showing that on August 24, 2008, Marisela Reyna registered to vote, with a home address at 1750 Stratford Drive, in Reno, NV. This voter registration form shows the same State of Nevada driver's license number, and date of birth as the fraudulent driver's license that SEGURA obtained under Marisela Reyna (See Exhibit 3). Washoe County Registrar of Voter records also reflect that on October 23, 2010, Marisela Reyna early voted in

the November 2, 2010 General Election (See Exhibit 4). The early voting roster for the November 2, 2010 general election provided by Cutler shows REYNA's address as 1750 Stratford Drive, Reno, NV 89512, and is signed "Marisela Reyna." Based on the foregoing, the State of Nevada did not *discover* Marisela Reyna's true identity as Ortencia Segura until July of 2012, when DMV was notified by the U.S. Department of State.

In reviewing the Nevada driver's license photo for Marisela Reyna, I found that it matches the Washoe County booking photo for Ortencia Segura Segura. The physical description, height and weight for both of these documents also match.

Based upon my investigation, I am informed and believe that in or about September 2001, Ortencia Segura obtained a State of Nevada driver's license by impersonating Marisela Reyna. SEGURA applied again in 2009 for a State of Nevada driver's license using REYNA's name, social security number, and date of birth. SEGURA used her fraudulently obtained State of Nevada driver's license to complete a 2008 voter registration application form, and then vote in the Washoe County 2008 and 2010 elections. Thus, false information was provided by SEGURA on a Washoe County voter registration form, and on subsequent ballot forms. SEGURA knew or should have known that she was not eligible to be an *elector* in Washoe County at the time she registered to vote in 2008, and when she voted in 2008, and in 2010.

Your Affiant respectfully submits that the activity described above establishes probable cause that **Ortencia Segura Segura** has committed the offenses of **ACTS CONCERNING REGISTRATION OF VOTERS**, a Category E Felony, in violation of NRS 293.800(1) and/ or (4), and **POSSESSION OF PERSONAL IDENTIFYING INFORMATION FOR THE PURPOSE OF ESTABLISHING FALSE STATUS AND/ OR <b>IDENTITY**, a Category E Felony, in violation of NRS 205.465(1)(4), all within the County of Washoe, State of Nevada. Accordingly, I respectfully request that an arrest warrant be issued for **Ortencia Segura Segura**.

....

#### AFFIRMATION PURSUANT TO NRS 239B.030 The undersigned does hereby affirm that the preceding document does not contain the social security number of any person. FURTHER YOUR AFFIANT SAYETH NAUGHT DAVID R. EVANS Criminal Investigator III Secretary of State, Securities Division State of Nevada County of Washoe SUBSCRIBED and SWORN to before me this 12 day of Nvorch NOTARY PUBLIC, in and for said **County and State** JESSICA TATHAM NOTARY PUBLIC STATE OF NEVADA 11-4548-3 My Appt. Exp. April 13, 2016

# Case Name: Ortencia Segura Case Number: I13-105

**Exhibits in Support of Affidavit of Arrest** 

# **Exhibit 1**

"One and the Same Affidavit"



555 WRIGHT WAY
CARSON CITY, NV 89711-0700
Reno/Sparks/Carson City (775) 684-4DMV (4368)
Las Vegas Area (702) 486-4DMV (4368)
Rural Nevada (877) 368-7828
www.dmvnv.com

### ONE AND THE SAME AFFIDAVIT

Please Print or Type I. HORTENCIA SEGULA NUNOE, hereby swear under penalty of NRS 482.545, that the following assertions are true of my own personal knowledge: I reside at 751 Vun GoGh CT

Sun Vulloy NV 89433

City State 1. My mailing address is \_\_\_\_\_ 2. 1, HONTENCIA SEGUNO MUNO ..., am the same person as Zip Code 3. Muxisela Reyna My Nevada Driver's License, Identification 4. Number, Date of Birth, or FEIN for a business\_ State of Nevada County of WASHOE ROSALIND EASTER Signed and swom to before on AUGUST 3, 2012 Notary Public - State of Nevada Appointment Recorded in Washoe County No: 01-67341-2 - Expires March 2, 2013 By Hortman Segura MUNTOZ Signature of Afflant **Notary Stamp** I hereby certify that this donor ent is a true copy of the color of the In the Dopt. Of Motor weekens of tha State of hoverit. DEPT OF KOLD Signatures must be originals. Photocopies are not acceptable.
PLIANTE EN OFFICEMENT DIVISION

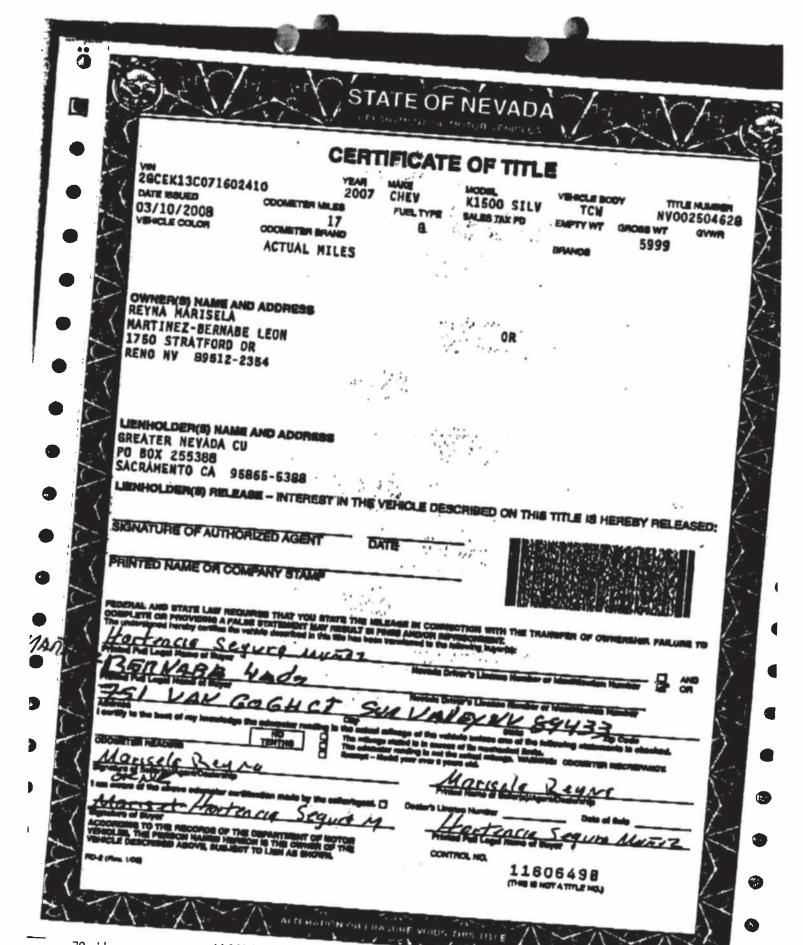
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2013NT72341 VP-185 (Rev 6-2000MPLIA

# Case Name: Ortencia Segura Case Number: I13-105

**Exhibits in Support of Affidavit of Arrest** 

Exhibit 2

"Nevada Certificate of Title"



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# ALTERATION OR ERASURE VOIDS THIS TITLE

# Case Name: Ortencia Segura Case Number: I13-105

**Exhibits in Support of Affidavit of Arrest** 

## Exhibit 3

"Voter Registration Application Form"





SECRETARIO DE ESTADO ROSS MILLER

Man. Do Sallettus EG00339

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Case Name: Ortencia Segura
Case Number: 113-105

**Exhibits in Support of Affidavit of Arrest** 

**Exhibit 4** 

"2010 Early Voting Roster"

### EARL VOTING ROST R FOR NOV 2, 2010 GENERAL ELECTION

REYNA, MARISELA (REP) 1750 STRATFORD DR NILO (DEM) RENO, NV 89512 ID: 421758 Precinct: 4000 Date: 10/23/2010 (EG ID: 301670 Precinct: 4019 Date: 10/23/2010 (EG 1. Signature (Firma) X: 6. Signature (Firma) X P (REP) (REP) TENO, NV 89509 ID: 3563 Precinct: 1028 Date: 10/23/2010 (EG) SPARKS, NV 89434 ID: 23774 Precinct: 6400 Date: 10/23/2010 (EG) 2. Signature, (Firma) 7. Signature (Firma) X: A (REP) RENO, NV 89521 RENO, NV 89512 ID: 163825 Precinct: 8210 Date: 10/23/2010 (EG ID: 417113 Precinct: 4013 Date: 10/23/2010 (EG 3. Signature (Firma) X 8. Signature (Firma) X:\_ (NP) ES (REP) RENO, NV 89512 AS ST ID: 401092 Precinct: 3037 Date: 10/23/2010 (EG RENO, NV 89509 ID: 33942 Precinct: 1033 Date: 10/23/2010 (EG) 4. Signature (Firma) X. 9. Signature (Firma) X: E (NP) **RENO. NV 89506** ID: 212763 Precinct: 4019 Date: 10/23/2010 (EG TNN (DEM) RENO, NV 89509 ID: 43669 Precinct 1020 Date: 10/23/2010 (EG) 5. Signature (Firma) X: 4 10. Signature (Firma) X:

10/23/10 DATE

Mary LOCATION

10B